

Law Offices of
GARRICK S. LEW
and Associates

October 24, 2007

Honorable Maxine M. Chesney
United States District Court
450 Golden Gate Avenue
San Francisco, CA 94102

Re: *United States v. Daniel Hickey*, No. CR 07-0634 MMC
United States Appeal From Magistrate Judge's Order Authorizing Release
of Defendant
Objection to Proposed Hearing Date of October 24, 2007

Dear Judge Chesney,

When I received the government's Appeal from Magistrate Chen's Pretrial Release Order I spoken with AUSA Allison Danner. I told Ms. Danner that due to my schedule I would not have sufficient time to prepare the briefing and be prepared for hearing by October 24, 2007.

I never received any notice from the court that a date for the hearing of the government's appeal had been set. On October 23, 2007 close to the noon hour I received a message from AUSA Danner that your clerk had called to inform the government that the court was intending to hear the appeal.

I had to drop everything I was doing to attempt to prepare defendant's briefing for the hearing. It is now 2:40 am and I am not done and may not be prepared to file until after the noon hour today.

Please deem this letter defendant's Hickey's objection to lack of notice regarding the appeal and a request for continuance if counsel is not prepared to proceed this afternoon at 2:30pm.

Respectfully,
Law Offices of Garrick S. Lew



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Very truly yours,

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cc:

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